

1 **R277. Education, Administration.**

2 **R277-616. Education for Homeless and Emancipated Students and**
3 **State Funding for Homeless and Disadvantaged Minority**
4 **Students.**

5 **R277-616-1. Definitions.**

6 A. "Board" means the Utah State Board of Education.

7 B. "Domicile" means the place which a person considers
8 to be the permanent home, even though temporarily residing
9 elsewhere.

10 C. "Economically disadvantaged" means a student who is
11 eligible for reduced price or free school lunch.

12 D. "Emancipated minor" means:

13 (1) a child under the age of 18 who has become
14 emancipated through marriage or by order of a court consistent
15 with Section 78A-6-801 et seq.; or

16 (2) a child recommended for school enrollment as an
17 emancipated or independent or homeless child/youth by an
18 authorized representative of the Utah State Department of
19 Social Services.

20 E. "Enrolled" for purposes of this rule means a student
21 has the opportunity to attend classes and participate fully in
22 school and extracurricular activities based on academic and
23 citizenship requirements of all students.

24 F. "Ethnic minority student" means ~~[non-Caucasian]~~ a
25 student~~[s-as]~~ identified as belonging to one or more of the
26 categories below:

27 (1) American Indian or Alaskan native;

28 (2) Hispanic/Latino;

29 (3) Asian;

30 (4) Pacific Islander;

31 (5) Black/African American~~[, not of Hispanic origin,~~

32 ~~— (6) Other];~~

33 ([7]6) The total of ethnic minority students per school
34 shall be determined annually on October 1.

G. "Homeless child/youth" means a child who:

- (1) lacks a fixed, regular, and adequate nighttime residence;
- (2) has primary nighttime residence in a homeless shelter, welfare hotel, motel, congregate shelter, domestic violence shelter, car, abandoned building, bus or train station, trailer park, or camping ground;
- (3) sleeps in a public or private place not ordinarily used as a regular sleeping accommodation for human beings;
- (4) is, due to loss of housing or economic hardship, or a similar reason, living with relatives or friends usually on a temporary or emergency basis due to lack of housing; or
- (5) is a runaway, a child or youth denied housing by his family, or school-age unwed mother living in a home for unwed mothers, who has no other housing available.

H. "Parent" means a parent or guardian having legal custody of a minor child.

I. "School district of residence for a homeless child/youth" means the school district in which the student or the student's legal guardian or both currently resides or the charter school that the student is attending for the period that the student or student's family satisfies the homeless criteria.

J. "USOE" means the Utah State Office of Education.

KEY: compulsory education, students' rights

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53A-1-401(3); 53A-2-201(5); 53A-2-202; 53A-17a-121(3)**